

**STATE OF MICHIGAN
COUNTY OF WAYNE
CITY OF ALLEN PARK**

ORDINANCE 09-2011

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES FOR THE CITY OF ALLEN PARK BY THE ADDITION TO CHAPTER 10 – ARTICLE II THE STATE CONSTRUCTION CODE THE FOLLOWING SECTIONS 10-33 AND 10-34 TO PROVIDE FOR ENFORCEMENT OF APPENDIX G OF THE MICHIGAN BUILDING CODE AND DESIGNATION OF REGULATED FLOOD PRONE HAZARD AREAS.

The City of Allen Park Ordains:

SECTION 1. AMENDMENT TO CODE.

Article II, the State Construction Code, sections 10-33 and 34 are added as follows:

Section 10-33. Code Appendix Enforced.

Pursuant to the provisions of the state construction code, in accordance with Section 8b(6) of Act 230, of the Public Acts of 1972, as amended, Appendix G of the Michigan Building Code shall be enforced by the enforcing agency within the City of Allen Park.

Section 10-34. Designation of Regulated Flood Prone Hazard Areas.

The Federal Emergency Management Agency (FEMA) Flood Insurance Study (FIS) Entitled “Wayne County, Michigan (All Jurisdictions)” and dated February 2, 2012 and the Flood Insurance Rate Map(s) (FIRMS) panel number(s) of 26163C; 0262E, 0263E, 0264E, 0268E, 0270E, 0401E, and 0402E dated February 2, 2012 are adopted by reference for the purposes of administration of the Michigan Construction Code, and declared to be a part of Section 1612.3 of the Michigan Building Code, and to provide the content of the “Flood Hazards” section of Table R301.2(1) of the Michigan Residential Code.

SECTION 2. REPEAL.

All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

SECTION 3. SAVING CLAUSE.

Nothing in this Ordinance shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed pursuant to this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

SECTION 4. SEVERABILITY.

The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby.

SECTION 5. PUBLICATION.

The Clerk for the City of Allen Park shall cause this ordinance to be published in the manner required by law.

SECTION 6. ADOPTION.

This Ordinance is hereby declared to have been adopted by the City Council of the City of Allen Park, County of Wayne, State of Michigan, at a regular meeting, called and held on the **10th day of January, 2012.**

William Matakas, Mayor
City of Allen Park

MICHAEL I. MIZZI , City Clerk
City of Allen Park